

## CONFIDENTIAL

Not to be released for publication in the press before presentation to the Assembly

### PROVINCIAL ASSEMBLY OF THE PUNJAB REPORT OF THE STANDING COMMITTEE ON LOCAL GOVERNMENT AND RURAL DEVELOPMENT REGARDING THE PUNJAB LOCAL GOVERNMENT (AMENDMENT) BILL 2016 (BILL NO.8 OF 2016)

The Punjab Local Government (Amendment) Bill 2016 (Bill No.8 of 2016) was referred to the Standing Committee on Local Government and Rural Development on 1<sup>st</sup> February 2016. The Committee considered the Bill in its meeting held on 2<sup>nd</sup> February 2016.

2. The following were present:-

- |    |  |                          |
|----|--|--------------------------|
| 1. | Ch Abdul Razzaq Dhillon, MPA (PP-33)   | Chairman                 |
| 2. | Mr Ramzan Siddique Bhatti, MPA (PP-153)<br>Parliamentary Secretary for LG&CD | <i>ex-officio</i> Member |
| 3. | Mrs Gulnaz Shahzadi, MPA (W-329)   | Member                   |
| 4. | Ms Suriya Naseem, MPA (W-322)  | Member                   |
| 5. | Mr Ghazanfar Abbas Chheena, MPA (PP-49)                                      | Member                   |
| 6. | Mr Hammad Nawaz Khan Tippu, MPA (PP-254)                                     | Member                   |

3. Mr Khalid Masood Chaudhry, Secretary to Government of the Punjab, Local Government and Community Development and Mr Mohsin Abbas Syed, Director, Law and Parliamentary Affairs Department represented their Departments. Hafiz Muhammad Shafiq Adil, Special Secretary, Provincial Assembly of the Punjab functioned as Secretary to the Committee.

4. The Secretary to Government of the Punjab, Local Government and Community Development Department apprised the Committee about the aims and objects of the bill. He stated that it was necessary further to amend the Punjab Local Government Act, 2013 (XVIII of 2013) to empower the Government to divide the Metropolitan Corporation and Municipal Corporations into zones, for effective service delivery; to rationalize the representation of the marginalized segments of the society in the local governments by increasing the number of workers, peasants and technocrat members; to enhance the number of Deputy Mayors and Vice Chairmen; to update the provisions for presiding over a meeting of the Metropolitan Corporation, Municipal Corporations and District Council in the absence of the Mayor or the Chairman; and for other purposes. He requested the Committee that the Bill, as introduced, may be recommended for the passage by the Assembly.

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5. The Committee after hearing the Members, having view point of the Administrative Department as well as the Law and Parliamentary Affairs Department and discussing various points, unanimously decided to recommend that the bill may be passed by the Assembly subject to the following amendments:-

**AMENDMENTS IN THE BILL**

**(1) CLAUSE 1**

the brackets and the word "(Amendment), be substituted by the brackets and words (First Amendment);

**(2) CLAUSE 2**

in the proposed Section 7A, the word "considers" occurring in line 3, be substituted by the word "consider".

6. A copy of the bill as introduced in the Assembly is at Annexure-A and a copy of the bill as recommended by the Committee is at Annexure-B.

Lahore  
2 February 2016

**(CH ABDUL RAZZAQ DHILLON)**  
*Chairman*  
*Standing Committee on Local Government  
and Rural Development*

Lahore  
2 February 2016

*Mumtaz Hussain*  
**(RAI MUMTAZ HUSSAIN BABAR)**  
*Secretary*

ANNEXURE – A

(BILL AS INTRODUCED IN THE ASSEMBLY)

# PROVINCIAL ASSEMBLY OF THE PUNJAB

Bill No. 8 of 2016

## THE PUNJAB LOCAL GOVERNMENT (AMENDMENT) BILL

2016

A

Bill

*further to amend the Punjab Local Government Act 2013.*

It is necessary further to amend the Punjab Local Government Act 2013 (*XVIII of 2013*) to empower the Government to divide the Metropolitan Corporation and Municipal Corporations into zones, for effective service delivery; to rationalize the representation of the marginalized segments of the society in the local governments by increasing the number of workers, peasants and technocrat members; to enhance the number of Deputy Mayors and Vice Chairmen; to update the provisions for presiding over a meeting of the Metropolitan Corporation, Municipal Corporation and District Council in the absence of the Mayor or the Chairman; and, for other purposes.

Be it enacted by Provincial Assembly of the Punjab as follows:

**1. Short title and commencement.**— (1) This Act may be cited as the Punjab Local Government (Amendment) Act 2016.

(2) It shall come into force at once.

**2. Insertion of section 7A in Act XVIII of 2013.**— In the Punjab Local Government Act 2013 (*XVIII of 2013*), for brevity cited as 'the said Act', after section 7, the following section 7A shall be inserted:

**“7A. Zones.**— Notwithstanding anything contained in the Act, the Government may, by notification, divide the Metropolitan Corporation or a Municipal Corporation into such zones as the Government may considers necessary and may provide for the consequences which shall follow such division.”

**3. Amendment in section 14 of Act XVIII of 2013.**— In the said Act, in section 14, in subsection (2):

(a) for clause (b), the following shall be substituted:

“(b) such peasant members, subject to the minimum of two and the maximum of ten members, as the Government may notify on the basis of the number of the Union Councils in the District Council;” and

(b) for clause (c), the following shall be substituted:

“(c) such technocrat members, subject to the minimum of two and the maximum of ten members, as the Government may notify on the basis of the number of Union Councils in the District Council;”.

**4. Amendment in section 15 of Act XVIII of 2013.**— In the said Act, in section 15:

- (a) in subsection (1):
  - (i) for clause (b), the following shall be substituted:  
“(b) ten worker members;” and
  - (ii) for clause (c), the following shall be substituted:  
“(c) ten technocrat members;”;
- (b) in subsection (2):
  - (i) for clause (b), the following shall be substituted:  
“(b) such number of worker members, subject to the minimum of two and the maximum of ten members, as the Government may notify on the basis of the number of the Union Councils in the Municipal Corporation;” and
  - (ii) for clause (c), the following shall be substituted:  
“(c) such number of technocrat members, subject to the minimum of two and the maximum of ten members, as the Government may notify on the basis of the number of the Union Councils in the Municipal Corporation;”.

**5. Amendment in section 68 of Act XVIII of 2013.**— In the said Act, in section 68:

- (a) for subsection (2), the following shall be substituted:  
“(2) A meeting of the Metropolitan Corporation, Municipal Corporation and District Council shall be presided over by the Mayor or the Chairman and, in his absence, by the Deputy Mayor or the Vice Chairman who is present in the meeting and is senior in age.”; and
- (b) after subsection (2), following subsection (2A) shall be inserted:  
“(2A) A meeting of a Municipal Committee and a Union Council shall be presided over by the Chairman and, in his absence, by the Vice Chairman and, in the absence of both, by a member chosen for that purpose by the members present.”

**6. Amendment in section 78 of Act XVIII of 2013.**— In the said Act, in section 78:

- (a) for subsection (1), the following shall be substituted:  
“(1) The Chairman of a District Council shall be the executive head of the District Council.”; and
- (b) after subsection (1), the following subsection (1A) shall be inserted:  
“(1A) The Vice Chairman, who is senior in age, shall perform the functions of the Chairman when the Chairman is unable to perform his functions on account of absence or for any other reason.”

**7. Amendment in section 88 of Act XVIII of 2013.**— In the said Act, in section 88, for subsection (2), the following shall be substituted:

“(2) The Deputy Mayor, who is senior in age, shall perform the functions of the Mayor when the Mayor is unable to perform his functions on account of absence or for any other reason.”.

**8. Amendment in the First Schedule of Act XVIII of 2013.**— In the said Act, in the First Schedule:

- (a) in PART-II, in column 3, under heading ‘Membership’:
- (i) for the expression “A District Council having population of more than one million shall have two Vice Chairmen and thereafter there shall be one additional Vice Chairman for each one million of additional population”, the expression “A District Council having population of more than five hundred thousand shall have two Vice Chairmen and thereafter there shall be one additional Vice Chairman for each five hundred thousand of additional population” shall be substituted;
  - (ii) for the expression “Such number of peasant members, not exceeding three members”, the expression “Such number of peasant members, subject to the minimum of two and the maximum of ten members” shall be substituted; and
  - (iii) for the expression “One technocrat member”, the expression “Such number of technocrat members, subject to the minimum of two and the maximum of ten members, as the Government may, by notification, determine on the basis of the number of Union Councils in the District Council” shall be substituted;
- (b) in PART-IV, in column 3, under the heading ‘Membership’:
- (i) for the expression “A Municipal Corporation having population of more than one million shall have two Deputy Mayors and thereafter there shall be one additional Deputy Mayor for each one million of additional population”, the expression “A Municipal Corporation having population up to one million shall have two Deputy Mayors, a Municipal Corporation having population of more than one million shall have four Deputy Mayors and thereafter there shall be two additional Deputy Mayors for each five hundred thousand of additional population” shall be substituted;
  - (ii) for the expression “Two worker members”, the expression “Such number of worker members, subject to the minimum of two and the maximum of ten members, as the Government may, by notification, determine on the basis of the number of Union Councils in a Municipal Corporation” shall be substituted; and
  - (iii) for the expression “Two technocrat members”, the expression “Such number of technocrat members, subject to the minimum of two and the maximum of ten members, as the Government may, by notification, determine on the

basis of the number of Union Councils in a Municipal Corporation" shall be substituted;

- (c) in PART-V, in column 3, under the heading 'Membership':
- (i) for the words "nine Deputy Mayors", the words "thirteen Deputy Mayors" shall be substituted;
  - (ii) for the words "Five worker members", the words "Ten worker members" shall be substituted; and
  - (iii) for the words "Three technocrat members", the words "Ten technocrat members" shall be substituted.

9. **Repeal.**— The Punjab Local Government (Amendment) Ordinance, 2016 (IV of 2016) is hereby repealed.

**MINISTER INCHARGE**

Lahore:  
29 January 2016

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**RAI MUMTAZ HUSSAIN BABAR**  
Secretary

**(BILL AS RECOMMENDED BY THE STANDING COMMITTEE ON  
LOCAL GOVERNMENT AND RURAL DEVELOPMENT)**

A  
Bill

*further to amend the Punjab Local Government Act 2013.*

It is necessary further to amend the Punjab Local Government Act 2013 (*XVIII of 2013*) to empower the Government to divide the Metropolitan Corporation and Municipal Corporations into zones, for effective service delivery; to rationalize the representation of the marginalized segments of the society in the local governments by increasing the number of workers, peasants and technocrat members; to enhance the number of Deputy Mayors and Vice Chairmen; to update the provisions for presiding over a meeting of the Metropolitan Corporation, Municipal Corporation and District Council in the absence of the Mayor or the Chairman; and, for other purposes.

Be it enacted by Provincial Assembly of the Punjab as follows:

1. **Short title and commencement.**– (1) This Act may be cited as the Punjab Local Government (First Amendment) Act 2016.  
(2) It shall come into force at once.
2. **Insertion of section 7A in Act XVIII of 2013.**– In the Punjab Local Government Act 2013 (*XVIII of 2013*), for brevity cited as ‘the said Act’, after section 7, the following section 7A shall be inserted:  
“**7A. Zones.**– Notwithstanding anything contained in the Act, the Government may, by notification, divide the Metropolitan Corporation or a Municipal Corporation into such zones as the Government may consider necessary and may provide for the consequences which shall follow such division.”
3. **Amendment in section 14 of Act XVIII of 2013.**– In the said Act, in section 14, in subsection (2):
  - (a) for clause (b), the following shall be substituted:  
“(b) such peasant members, subject to the minimum of two and the maximum of ten members, as the Government may notify on the basis of the number of the Union Councils in the District Council;” and
  - (b) for clause (c), the following shall be substituted:  
“(c) such technocrat members, subject to the minimum of two and the maximum of ten members, as the Government may notify on the basis of the number of Union Councils in the District Council;”.
4. **Amendment in section 15 of Act XVIII of 2013.**– In the said Act, in section 15:

- (a) in subsection (1):
  - (i) for clause (b), the following shall be substituted:  
“(b) ten worker members;” and
  - (ii) for clause (c), the following shall be substituted:  
“(c) ten technocrat members;”;
- (b) in subsection (2):
  - (i) for clause (b), the following shall be substituted:  
“(b) such number of worker members, subject to the minimum of two and the maximum of ten members, as the Government may notify on the basis of the number of the Union Councils in the Municipal Corporation;” and
  - (ii) for clause (c), the following shall be substituted:  
“(c) such number of technocrat members, subject to the minimum of two and the maximum of ten members, as the Government may notify on the basis of the number of the Union Councils in the Municipal Corporation;”.

**5. Amendment in section 68 of Act XVIII of 2013.**— In the said Act, in section 68:

- (a) for subsection (2), the following shall be substituted:  
“(2) A meeting of the Metropolitan Corporation, Municipal Corporation and District Council shall be presided over by the Mayor or the Chairman and, in his absence, by the Deputy Mayor or the Vice Chairman who is present in the meeting and is senior in age.”; and
- (b) after subsection (2), following subsection (2A) shall be inserted:  
“(2A) A meeting of a Municipal Committee and a Union Council shall be presided over by the Chairman and, in his absence, by the Vice Chairman and, in the absence of both, by a member chosen for that purpose by the members present.”

**6. Amendment in section 78 of Act XVIII of 2013.**— In the said Act, in section 78:

- (a) for subsection (1), the following shall be substituted:  
“(1) The Chairman of a District Council shall be the executive head of the District Council.”; and
- (b) after subsection (1), the following subsection (1A) shall be inserted:  
“(1A) The Vice Chairman, who is senior in age, shall perform the functions of the Chairman when the Chairman is unable to perform his functions on account of absence or for any other reason.”

**7. Amendment in section 88 of Act XVIII of 2013.**— In the said Act, in section 88, for subsection (2), the following shall be substituted:

- “(2) The Deputy Mayor, who is senior in age, shall perform the functions of the Mayor when the Mayor is unable to perform his functions on account of absence or for any other reason.”.



**8. Amendment in the First Schedule of Act XVIII of 2013.**— In the said Act, in the First Schedule:

- (a) in PART-II, in column 3, under heading 'Membership':
  - (i) for the expression "A District Council having population of more than one million shall have two Vice Chairmen and thereafter there shall be one additional Vice Chairman for each one million of additional population", the expression "A District Council having population of more than five hundred thousand shall have two Vice Chairmen and thereafter there shall be one additional Vice Chairman for each five hundred thousand of additional population" shall be substituted;
  - (ii) for the expression "Such number of peasant members, not exceeding three members", the expression "Such number of peasant members, subject to the minimum of two and the maximum of ten members" shall be substituted; and
  - (iii) for the expression "One technocrat member", the expression "Such number of technocrat members, subject to the minimum of two and the maximum of ten members, as the Government may, by notification, determine on the basis of the number of Union Councils in the District Council" shall be substituted;
- (b) in PART-IV, in column 3, under the heading 'Membership':
  - (i) for the expression "A Municipal Corporation having population of more than one million shall have two Deputy Mayors and thereafter there shall be one additional Deputy Mayor for each one million of additional population", the expression "A Municipal Corporation having population up to one million shall have two Deputy Mayors, a Municipal Corporation having population of more than one million shall have four Deputy Mayors and thereafter there shall be two additional Deputy Mayors for each five hundred thousand of additional population" shall be substituted;
  - (ii) for the expression "Two worker members", the expression "Such number of worker members, subject to the minimum of two and the maximum of ten members, as the Government may, by notification, determine on the basis of the number of Union Councils in a Municipal Corporation" shall be substituted; and
  - (iii) for the expression "Two technocrat members", the expression "Such number of technocrat members, subject to the minimum of two and the maximum of ten members, as the Government may, by notification, determine on the basis of the number of Union Councils in a Municipal Corporation" shall be substituted;
- (c) in PART-V, in column 3, under the heading 'Membership':
  - (i) for the words "nine Deputy Mayors", the words "thirteen Deputy Mayors" shall be substituted;

- (ii) for the words "Five worker members", the words "Ten worker members" shall be substituted; and
- (iii) for the words "Three technocrat members", the words "Ten technocrat members" shall be substituted.

**9. Repeal.**— The Punjab Local Government (Amendment) Ordinance, 2016 (IV of 2016) is hereby repealed.

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